

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
:
KEVIN CHEEK, :
Petitioner, :
v. :
CHRISTOPHER ARTUZ, Superintendent, :
Green Haven Correctional Facility, :
: Respondent. :
-----X

USDC-15NY
DOCUMENT
ELECTRONICALLY FILED
DOC #:

FILED: 4/21/15

98 Civ. 4568 (LAP) (MHD)
ORDER ADOPTING REPORT &
RECOMMENDATION

LORETTA A. PRESKA, Chief United States District Judge:

On March 1, 2013, Magistrate Judge Dolinger issued a Report and Recommendation concluding that Petitioner must apply to the United States Court of Appeals for the Second Circuit for authorization to file a second or successive habeas petition. 28 U.S.C. § 2244 (b) (3) (A). Petitioner evidently has already noted this requirement and petitioned the Court of Appeals accordingly. Having received no objections and finding Judge Dolinger's decision to be correct and appropriate upon de novo review, see Fed. R. Civ. P. 72(b), his Report and Recommendation is hereby ADOPTED.

SO ORDERED.

DATED: New York, New York
April 21, 2015



LORETTA A. PRESKA
Chief U.S. District Judge